

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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MICHAEL S. SAYEN,

Case No. 18-CV-3417 (NEB/HB)

Plaintiff,

v.

ORDER ON REPORT AND  
RECOMMENDATION

GARY R. SCHURRER, JOHN C.  
HOFFMAN, and THADDEAUS V. JUDE,  
in their individual capacities,

Defendants.

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This matter is before the Court on Plaintiff Michael S. Sayen's objection to the April 4, 2019 Report and Recommendation ("R&R") of United States Magistrate Judge Hildy Bowbeer. [ECF No. 32.] Judge Bowbeer recommends granting the Defendants' Motion to Dismiss [ECF No. 9], denying the Plaintiff's Motion to Suspend Criminal Cases [ECF No. 6], and dismissing this case with prejudice. The Court has conducted a de novo review. See 28 U.S.C. § 636(b)(1). Based on that review, the Court accepts the R&R.

Based on the foregoing and on all the files, records, and proceedings herein, the Court OVERRULES the Defendant's objection [ECF No. 33] and ACCEPTS the R&R [ECF No. 32.] Accordingly, IT IS HEREBY ORDERED THAT:

1. Defendants Gary R. Schurrer, John C. Hoffman, and Thaddeaus V. Jude's Motion to Dismiss [ECF No. 9] is GRANTED;

2. Plaintiff Michael S. Sayen's Motion to Suspend Criminal Cases of Harassment Restraining Order Associated with Case Until Completion of Federal Lawsuit [ECF No. 6] is DENIED; and
3. The case is DISMISSED WITH PREJUDICE.

LET JUDGMENT BE ENTERED ACCORDINGLY

Dated: June 10, 2019

BY THE COURT:

s/Nancy E. Brasel  
Nancy E. Brasel  
United States District Judge